

Customer Number
<b>24024</b>

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : M. Bennett et al.  
For : **ELECTRO-PNEUMATIC LATCHING  
VALVE SYSTEM**  
Application No. : 10/784,717  
Confirmation No. : 1435  
Filed : February 23, 2004  
Examiner : C. Schwartz  
Art Unit : 3683  
Last Office Action : January 3, 2008  
Attorney Docket No. : 28679.04780  
(P-BCVS-2003-527-US-NPV)

**PETITION TO WITHDRAW EXAMINER'S HOLDING OF ABANDONMENT**

**Mail Stop Petition**  
Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

On January 3, 2008 the United States Patent and Trademark Office (USPTO) issued a Notice of Abandonment ("The Notice") for the above-referenced application. The Notice indicates Applicants failed to timely file a proper reply to the Office Action mailed June 12, 2007 ("the Office Action").

---

**CERTIFICATE OF ELECTRONIC TRANSMISSION**

I hereby certify that this **PETITION TO WITHDRAW EXAMINER'S HOLDING OF ABANDONMENT** for US Appl. No. 10/784,717, filed February 23, 2004, is being transmitted electronically to the United States Patent and Trademark Office (USPTO) via the USPTO's Electronic Filing Service (EFS-Web) on January 8, 2008.

*Marianne Crimaldi*  
Marianne Crimaldi {00195750.DOC;1}

Petition Dated January 8, 2008  
Reply to Office Action of January 3, 2008

US Application No. 10/784,717

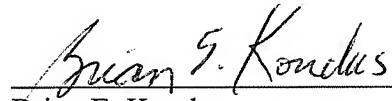
In fact, on December 12, 2007 Applicants did electronically file a response to the Office Action along with a Petition for a Three-Month Extension of Time and the associated extension of time fee. In that regard, a copy of the response filed December 12, 2007 is available in Image File Wrapper (IFW). A copy of the index of documents available in IFW for the referenced application is attached. Applicants note the response is itemized in the attached IFW index with a Mail Room Date of December 12, 2007. Since the response is available in IFW, Applicants have not included an additional copy along with this Petition. If an additional copy of the December 12, 2007 response is required by the USPTO, please inform the attorney of record.

Applicants believe that the evidence discussed above and enclosed herewith is sufficient to establish a timely response to the Office Action and, therefore, request withdrawal of the holding of abandonment for this application.

It is believed that no fee is due for entering this petition. However, should the Commissioner determine that any fee or fee deficiency is due, the Commissioner is hereby authorized to charge any and all such fees, and/or credit any overpayments, incurred as a result of entering this petition to Deposit Account No. 03-0172, Order No. 28679.04780.

Respectfully submitted,

CALFEE, HALTER & GRISWOLD LLP

  
Brian E. Kondas  
Brian E. Kondas  
Reg. No. 40,685  
Customer No. 24024  
(216) 622-8308

10/784,717	Electro-pneumatic latching valve system	01-08- 2008::11:33:48
------------	---	--------------------------

This application is officially maintained in electronic form. To View: Click the desired Document Description. To Download and Print: Check the desired document(s) and click Start Download.

### Available Documents

Mail Room Date	Document Code	Document Description	Document Category	Page Count
01-03-2008	ABN	Abandonment	PROSECUTION	2
12-12-2007	A...	Amendment - After Non-Final Rejection	PROSECUTION	2
12-12-2007	CLM	Claims	PROSECUTION	8
12-12-2007	REM	Applicant Arguments/Remarks Made in an Amendment	PROSECUTION	4
12-12-2007	WFEE	Fee Worksheet (PTO-06)	PROSECUTION	2
12-12-2007	N417	Status Letter Mailed to Applicant	PROSECUTION	2
12-12-2007	LET.	Miscellaneous Incoming Letter	PROSECUTION	1
12-12-2007	XT/	Extension of Time	PROSECUTION	1
06-12-2007	CTNF	Non-Final Rejection	PROSECUTION	5
06-12-2007	892	List of references cited by examiner	PROSECUTION	1
06-12-2007	SRFW	Search information including classification, databases and other search related notes	PROSECUTION	1
06-07-2007	SRNT	Examiner's search strategy and results	PROSECUTION	2
03-23-2007	ELC.	Response to Election / Restriction Filed	PROSECUTION	3
02-22-2007	CTRS	Requirement for Restriction/Election	PROSECUTION	5
02-22-2007	1449	List of References cited by applicant and considered by examiner	PRIOR ART	6
02-17-2007	SRNT	Examiner's search strategy and results	PROSECUTION	1
07-27-2006	IDS	Information Disclosure Statement (IDS) Filed	PROSECUTION	5
07-27-2006	IDS	Information Disclosure Statement (IDS) Filed	PROSECUTION	5
07-27-2006	N417	Status Letter Mailed to Applicant	PROSECUTION	2
10-11-2005	STATUS.LET	Request for status of Application	PROSECUTION	2
08-18-2004	IDS	Information Disclosure Statement (IDS) Filed	PROSECUTION	2
08-18-2004	FOR	Foreign Reference	PRIOR ART	17
06-07-2004	OATH	Oath or Declaration filed	PROSECUTION	2
06-07-2004	IDS	Information Disclosure Statement (IDS) Filed	PROSECUTION	2
05-17-2004	PEFN	Pre-Exam Formalities Notice	PROSECUTION	2
02-23-2004	TRNA	Transmittal of New Application	PROSECUTION	2
02-23-2004	SPEC	Specification	PROSECUTION	14
02-23-2004	CLM	Claims	PROSECUTION	7
02-23-2004	ABST	Abstract	PROSECUTION	1
02-23-2004	DRW	Drawings-only black and white line drawings	PROSECUTION	5
02-23-2004	IDS	Information Disclosure Statement (IDS) Filed	PROSECUTION	1
02-23-2004	WFEE	Fee Worksheet (PTO-06)	PROSECUTION	1
02-23-2004	WFEE	Fee Worksheet (PTO-06)	PROSECUTION	1

[Close Window](#)